



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शिमला, मंगलवार, १२ मार्च, १९९६/ २२ फाल्गुन, १९१७

हिमाचल प्रदेश सरकार

विधि विभाग
विधायी (अंग्रेजी) अनुभाग

अधिसूचना

शिमला-२, ११ मार्च, १९९६

संख्या एल० एल० आर० डी० (६) ६/९६-लेजि०.—हिमाचल प्रदेश के राज्यपाल, भारत के संविधान के अनुच्छेद २०० के अधीन प्रदत्त शक्तियों का प्रयोग करते हुए तारीख ७ मार्च, १९९६ को अनुमोदित

हिमाचल प्रदेश यूनिवर्सिटी (संशोधन) विधेयक, 1996 (1996 का 8) को 1996 के हिमाचल प्रदेश अधिनियम संख्यांक 4 के रूप में संविधान के अनुच्छेद 348 (3) के अधीन उसके अंग्रेजी प्राधिकृत पाठ सहित, हिमाचल प्रदेश, राजपत्र में प्रकाशित करते हैं।

आदेश द्वारा;

कुलदीप चन्द सूद,
सचिव।

1996 का अधिनियम संख्यांक 4.

हिमाचल प्रदेश यूनिवर्सिटी (संशोधन) अधिनियम, 1996

(राज्यपाल महोदयों द्वारा तारीख 7 मार्च, 1996 को यथा अनुमोदित)

हिमाचल प्रदेश यूनिवर्सिटी ऐक्ट, 1970 (1970 का 17) का और संशोधन करने के लिए अधिनियम।

भारत गणराज्य के छियालीसवें वर्ष में हिमाचल प्रदेश विधान सभा द्वारा निम्नलिखित रूप में यह अधिनियमित हो :—

1. इस अधिनियम का संक्षिप्त नाम हिमाचल प्रदेश यूनिवर्सिटी (संशोधन) ऐक्ट, 1996 है। संक्षिप्त नाम।

1970 का 17 2. हिमाचल प्रदेश यूनिवर्सिटी ऐक्ट, 1970 (जिसे इसमें इसके पश्चात् मूल अधिनियम कहा गया है) की धारा 2 के विद्यमान खण्ड (11) के पश्चात्, निम्नलिखित नया खण्ड (11-A) अन्तःस्थापित किया जाएगा, अर्थात्:— धारा 2 का संशोधन।

“(11-A) “Pro-Vice-Chancellor” means the Pro-Vice-Chancellor of the University;”।

3. मूल अधिनियम की धारा 10 में, विद्यमान खण्ड (ii) के पश्चात्, निम्नलिखित नया खण्ड (ii-a) अन्तःस्थापित किया जाएगा, अर्थात्:— धारा 10 का संशोधन।

“(ii-a) the Pro-Vice-Chancellor;”।

4. मूल अधिनियम की धारा 12-B में,— धारा 12-B का संशोधन।

(i) उप-धारा (1) में “the Chancellor”, शब्दों से पूर्व “the Pro-Vice-Chancellor, appointed under section 12-D, shall perform the duties and exercise the powers of the Vice-Chancellor, and if there is no Pro-Vice-Chancellor,” शब्द जोड़े जाएंगे ;

(ii) उप-धारा (2) में “such person” शब्दों से पूर्व “and if there is no Pro-Vice-Chancellor to perform the duties and to exercise the powers of the Vice-Chancellor,” शब्द जोड़े जाएंगे।

5. मूल अधिनियम की धारा 12-C के पश्चात्, निम्नलिखित नई धारा 12-D और धारा 12-E शीर्षों सहित अन्तःस्थापित की जाएंगी, अर्थात्:— धारा 12-D और धारा 12-E का अन्तःस्थापन।

“12-D. Pro-Vice-Chancellor.—(1) The Pro-Vice-Chancellor shall be a whole time officer of the University. The Pro-Vice-Chancellor after the commencement of the Himachal Pradesh University (Amendment) Act, 1996 shall be appointed by the Chancellor, in consultation with the State Government, on such terms and conditions as the State Government may determine.

- (2) Except as expressly provided in sub-sections (4) and (5), the Pro-Vice-Chancellor shall, subject to the pleasure of the Chancellor, hold office for a term of three years from the date he enters upon his office and shall, on the expiry of his office, be eligible for reappointment to that office :

Provided that notwithstanding the expiry of the term of his office the Pro-Vice-Chancellor shall continue in office until his successor is appointed and enters upon his office.

- (3) The emoluments and other conditions of service of the Pro-Vice-Chancellor shall be such as may be prescribed and shall not vary to his disadvantage after his appointment.
- (4) A person appointed as Pro-Vice-Chancellor shall retire from office if during the term of his office or any extension thereof, he completes the age of 65 years.
- (5) If, in the opinion of the Chancellor, the Pro-Vice-Chancellor wilfully omits or refuses to carry out the provisions of this Act, or abuses the powers vested in him and if it appears to the Chancellor that the continuance of the Pro-Vice-Chancellor in office is detrimental to the interest of the University, the Chancellor may, after consultation with the Executive Council and the Government, by order remove the Pro-Vice-Chancellor after giving him an opportunity of showing cause against the action proposed to be taken in regard to him.
- (6) The Pro-Vice-Chancellor may, by writing under his hand addressed to the Chancellor, resign his office. The resignation shall be delivered to the Chancellor ordinarily at least 60 days prior to the date on which the Pro-Vice-Chancellor wishes to be relieved from his office, but the Chancellor may relieve him earlier. The resignation shall take effect from the date of his relieving.
- 12-E. Powers and duties of the Pro-Vice-Chancellor.**—(1) Subject to the control and supervision of the Vice-Chancellor, the Pro-Vice-Chancellor shall perform such duties and exercise such powers as may be conferred upon him under the Act or the Statutes or are delegated to him by the Vice-Chancellor or the Executive Council.
- (2) The Pro-Vice-Chancellor shall be the *ex-officio* Vice-Chairman of the Executive Council, the Academic Council and the Finance Committee. He shall be entitled to be present at and to address any meeting of any authority or body of the University, but shall not be entitled to vote there at unless he is a member of such authority or body."

धारा 21 का संशोधन। 6. मूल अधिनियम की धारा 21 की उप-धारा (1) में मद (i) के पश्चात् निम्नलिखित मद (i-a) अन्तःस्थापित की जाएगी, अर्थात् :—

"(i-a) the Pro-Vice-Chancellor;" ।

Act No. 4 of 1996.

**THE HIMACHAL PRADESH UNIVERSITY (AMENDMENT)
ACT, 1996**

(AS ASSENTED TO BY THE GOVERNOR ON 7TH MARCH, 1996)

AN

ACT

further to amend the Himachal Pradesh University Act, 1970 (Act No. 17 of 1970).

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Forty-sixth Year of the Republic of India, as follows:—

1. This Act may be called the Himachal Pradesh University (Amendment) Act, 1996.

Short ti

17 of 1970 2. After the existing clause (11) of section 2 of the Himachal Pradesh University Act, 1970 (hereinafter called the principal Act), the following new clause (11-A) shall be inserted, namely :—

Amendr
of sectio

“(11-A) “Pro-Vice-Chancellor” means the Pro-Vice-Chancellor of the University;”.

3. In section 10 of the principal Act, after the existing clause (ii), the following new clause (ii-a) shall be inserted, namely:—

Amendm
of section

“(ii-a) the Pro-Vice-Chancellor; ”.

4. In section 12-B of the principal Act,—

Amendm
of sectio
12-B.

(i) in sub-section (1), before the words “the Chancellor”, the words “the Pro-Vice-Chancellor, appointed under section 12-D, shall perform the duties and exercise the powers of the Vice-Chancellor, and if there is no Pro-Vice-Chancellor,” shall be added;

(ii) in sub-section (2), before the words “such person”, the words “and if there is no Pro-Vice-Chancellor to perform the duties and to exercise the powers of the Vice-Chancellor,” shall be added.

5. After section 12-C of the principal Act, the following new sections 12-D and 12-E alongwith their headings shall be inserted, namely:—

Insertion
sections 12
and 12-E.

“12-D. *Pro-Vice-Chancellor.*—(1) The Pro-Vice-Chancellor shall be a whole time officer of the University. The Pro-Vice-Chancellor after the commencement of the Himachal Pradesh University (Amendment) Act, 1996 shall be appointed by the Chancellor, in consultation with the State Government, on such terms and conditions as the State Government may determine.

(2) Except as expressly provided in sub-sections (4) and (5), the Pro-Vice-Chancellor shall, subject to the pleasure of the Chancellor,

hold office for a term of three years from the date he enters upon his office and shall, on the expiry of his office, be eligible for reappointment to that office:

Provided that notwithstanding the expiry of the term of his office, the Pro-Vice-Chancellor shall continue in office until his successor is appointed and enters upon his office.

- (3) The emoluments and other conditions of service of the Pro-Vice-Chancellor shall be such as may be prescribed and shall not vary to his disadvantage after his appointment.
- (4) A person appointed as Pro-Vice-Chancellor shall retire from office if during the term of his office or any extension thereof, he completes the age of 65 years.
- (5) If, in the opinion of the Chancellor, the Pro-Vice Chancellor wilfully omits or refuses to carry out the provisions of this Act, or abuses the powers vested in him and if it appears to the Chancellor that the continuance of the Pro-Vice-Chancellor in office is detrimental to the interest of the University, the Chancellor may, after consultation with the Executive Council and the Government, by order remove the Pro-Vice-Chancellor after giving him an opportunity of showing cause against the action proposed to be taken in regard to him.
- (6) The Pro-Vice-Chancellor may, by writing under his hand addressed to the Chancellor, resign his office. The resignation shall be delivered to the Chancellor ordinarily at least 60 days prior to the date on which the Pro-Vice-Chancellor wishes to be relieved from his office, but the Chancellor may relieve him earlier. The resignation shall take effect from the date of his relieving.

12-E. Powers and duties of the Pro-Vice-Chancellor.—(1) Subject to the control and supervision of the Vice-Chancellor, the Pro-Vice-Chancellor shall perform such duties and exercise such powers as may be conferred upon him under the Act or the Statutes or are delegated to him by the Vice-Chancellor or the Executive Council.

- (2) The Pro-Vice-Chancellor shall be the *ex-officio* Vice-Chairman of the Executive Council, the Academic Council and the Finance Committee. He shall be entitled to be present at and to address any meeting of any authority or body of the University, but shall not be entitled to vote there at unless he is a member of such authority or body."

amendment
section 21.

6. In section 21 of the principal Act, in sub-section (1), after item (i), the following item (i-a) shall be inserted, namely:—

"(i-a) the Pro-Vice-Chancellor;".